## **REMARKS**

The withdrawal of the 103 rejections of the claims is noted, with thanks.

Accompanying this Amendment is a Terminal Disclaimer which is being filed to address the sole remaining issue, namely the non-statutory double patenting rejection. Form PTO-2038 in the amount of \$130.00 is enclosed to cover the costs of a Terminal Disclaimer. With the filing of the Terminal Disclaimer, the application now is believed to be in order for allowance.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account Number 08-1391.

Respectfully submitted,

Norman P. Soloway Attorney for Applicants

Reg. No. 24,315

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States
Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT,
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on
November 9, 2005 in Tucson, Arizona.

By Councibee

NPS/cg

HAYES SOLOWAY P.C. 3450 E. SUNRISE DRIVE, SUITE 140 TUCSON, AZ 85718 TEL. 520.882.7623 FAX. 520.882.7643

175 CANAL STREET MANCHESTER, NH 03101 TEL. 603.668.1400 FAX. 603.668.8567